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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/034,212	01/03/2002	Chaim Gilon	GILON=1	7766

1444 7590 10/06/2004

BROWDY AND NEIMARK, P.L.L.C.  
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WASHINGTON, DC 20001-5303

EXAMINER

EPPERSON, JON D

ART UNIT	PAPER NUMBER
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1639

DATE MAILED: 10/06/2004

Please find below and/or attached an Office communication concerning this application or proceeding.



**UNITED STATES DEPARTMENT OF COMMERCE**  
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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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EXAMINER

ART UNIT

PAPER

10/3/2004

DATE MAILED:

**Please find below and/or attached an Office communication concerning this application or proceeding.**

**Commissioner of Patents and Trademarks**

**Non-Responsive Amendment (Bonafide)**

The reply dated 7/15/2004 is not fully responsive to the prior Office action because of the following omission(s) or matter(s): Applicants did not elect a single compound. For example, Applicants elected scaffold IV on page 29 of the specification (e.g., see 3/30/04 response, page 3, first full paragraph, "applicants hereby provisionally and repsectfully elects the scaffold structure denoted as scaffold IV ... [on] page 29"; see also claim 5 wherein scaffolds I-IV are shown). However, Applicants' species election corresponds to scaffold I (e.g., see 3/30/04 Response, page 4, paragraph 2, wherein entry in table 1 on page 40 was elected that corresponds to scheme 5 on page 31 which represents scaffold I, not scaffold IV). Applicants are requested to correct and/or clarify. The Examiner further requests that Applicants provide a schematic diagram of both the elected scaffold and the elected species (i.e., the single molecule) that is being elected and also indicate the scaffold type that is being elected e.g., scaffold I, II, III or IV. In addition, Applicants should re-confirm the claims which read on the elected species.

The examiner also notes that the appropriate fees must be paid to extend the time period for response.

Since the above-mentioned reply appears to be bona fide, applicant is given ONE(1) MONTH or THIRTY (30) DAYS from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

Any inquiry concerning this communication should be directed to Examiner Jon D. Epperson, Ph. D., Art Unit 1639, whose telephone number is (571) 272-0808.

Any inquiry of a general nature or relating to the status of this application should be directed to the Technology Center receptionist whose telephone number is (571) 272-1600.

Jon D. Epperson Ph.D.  
Patent Examiner

BENNETT CELSA  
PRIMARY EXAMINER